DT06 R. PCT/PTO 0 4 MAR 2005



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors:

Masahiro OSHIKIRI

Application No.:

New PCT National Stage Application

Filed:

March 4, 2005

For:

APPARATUS AND METHOD FOR ACOUSTIC CODING

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Copies of the art cited in the International Search Report (ISR), which issued by the JPO, are made available to the U.S. examiner in the national stage application, pursuant to MPEP 1893.03(g), and therefore copies of such art are not submitted herewith. The art cited in the ISR is listed on the attached PTO-1449 for an indication of consideration by the examiner. Copies of any other references listed on the PTO-1449, besides those cited in the ISR, are submitted herewith. The Schroeder, et al. document is discussed in the present application at page 2, line 4 et seq. EP '378 corresponds to JP '193, US '222 corresponds to JP '996, and EP '411 corresponds to JP '977.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see <u>Beckman Instruments</u>, <u>Inc. v. Chemtronics</u>, <u>Inc.</u>, 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106.

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Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter

Registration No. 28,732

Date: March 4, 2005

JEL/spp

ATTORNEY DOCKET NO. L9289.05111

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SHEET\_1 OF 1

FORM PTO-1449 U.S. Department of Co (Rev. 4/92) Patent and Trademark

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

SERIAL NO. 10/526566

New PCT Nat'l Stage Application

APPLICANT	Masahiro	OSHIKIRI

L9289.05111

FILING DATE March 4, 2004 **GROUP** Unassigned

DOCUMENT NUMBER   DATE   NAME   CLASS   SUBCLASS   IF A   CLASS   CL	SPATETE
5 7 5 2 2 2 05/1998 Nishiguchi et al.	BIR BAILTE
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
PCT International Search Report dated September 16, 2003.	
M. R. SCHROEDER, et al.; Code-Excited Linear Prediction (CELP) High-Quality Speech at Bit Rates," Proc. ICASSP 85, pp. 937-940, 1985.	/ery Lov
EXAMINER DATE CONSIDERED	

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.